IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 3RD OCTOBER 2007 / 11TH ASWINA 1929

Bail Appl..No. 6047 of 2007()

CMP.7888/2007 of J.M.F.C.-II,KOTTARAKKARA
[CRIME NO.296/2007 OF POOYAPPALLY POLICE STATION]

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: PETITIONERS/ACCUSED 1 & 2

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1. SARASWATHY, D/O VALLIYAMMAL,
SARASWATHY BHAVANAM, THAZHANJIYIL,
MYLOD MURI, POOYAPPALLY VILLAGE.

2. MANI, S/O NARAYANAN,
SARASWATHY BHAVANAM, THAZHANJIYIL,
MYLOD MURI, POOYAPPALY VILLAGE.

BY ADV. SRI.PREMCHAND R.NAIR

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
SUB INSPECTOR OF POLICE, POOYAPPALLY POLICE
STATION, REPRESENTED THROUGH
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.6047 of 2007

Dated this the 3rd day of October 2007

O R D E R

Application for regular bail. The petitioners face allegations under the Kerala Abkari Act. The first accused is a woman. The petitioners were allegedly found to be in possession of 750 ml of arrack and 25 litres of wash. Investigation is complete. Final report has already been filed. Cognizance has been taken. Committal proceedings are pending. The petitioners were arrested and continue in custody from 14/8/2007. They have no history of any criminal antecedents, submits the learned Public Prosecutor.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that regular bail can be granted to the petitioners subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioners can now be enlarged on bail on the following terms and conditions:

i) They shall execute bonds for Rs.50,000/- (Rupees fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioners shall make themselves available for interrogation before the investigating officer as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007